

BROOKINGS COUNTY COMMISSION MEETING

Tuesday, August 16, 2005

The Brookings County Board of County Commissioners met in regular session on Tuesday, August 16, 2005, with the following members present: Dennis Falken, Mary Negstad, Donald Larson, and Deanna Santema. Emil Klavetter was absent for personal reasons. Also present: Stephanie Vogel, Wm. Mark Kratochvil, Kelly Bakken, Robert Hill, Todd Struwe, Ted Eggebraaten, Joyce Dragseth, Martin Stanwick, Scott Sebring, James Stuefen, Tim Tompkins, Jerry Johnson, Jay Gerlach, Delaine Knaus, Jackie Bleyenbergh, Dick Edenstrom, and Jill Fier.

CALL TO ORDER

Vice-Chairperson Negstad called the meeting to order.

CONSENT AGENDA

Chairperson Falken joined the meeting.

Chairperson Falken declared the Consent Agenda approved as amended with no objection from the board. The Consent Agenda consisted of the agenda for the August 16, 2005 Commission Meeting, and the minutes from the August 9, 2005 Commission Meeting.

Welfare Matters: Case # 05-122 for utilities was denied; Case # 05-110 for dental was denied; Case # 05-0126 for hospital was denied; Case # 05-102 for hospital was denied; Case # 05-104 for hospital was approved.

Travel/Education: Mel Kloster to go to Huron, SD on September 2-6, 2005 to bring exhibits to and work at the South Dakota State Fair. Laurie Tangen to go to Watertown, SD on August 8, 2005 to judge at the Codington County Fair; to go to Hayti, SD on August 9, 2005 to judge at the Hamlin County Fair; to go to Mitchell, SD on August 17, 2005 to take the Dermascan to Dakota Fest; to go to Sioux Falls, SD on August 24, 2005 take the Dermascan to Sioux Falls; to go to Huron, SD on September 1-6, 2005 to attend the South Dakota State Fair; to go to Huron, SD on September 8, 2005 to attend a University Week for Women Meeting; to go to Watertown, SD on September 16, 2005 to attend the Women in Ag.

ROUTINE BUSINESS

Deputy Auditor, Kelly Bakken presented the board with the Auditor's Report.

Be it noted, Register of Deeds statement of fees was filed in the County Auditor's Office collected for the month of July 2005 in the amount of \$23,401.00.

Be it noted, the Auditor's Account with the Treasurer for the month of July 2005 is as follows:

July 2005	\$7,386,355.10
Total amount of deposits in banks.....	
Total amount of actual cash: Currency.....	7,730.00
Coins.....	71.85
Total amount of checks/drafts in Treasurer's possession not exceeding 3 days.....	59,066.07
Itemized list of all items, checks, and drafts in Treasurer's possession over 3 days...	0.00
Insufficient checks.....	1,408.93
T O T A L	<u>\$7,454,631.95</u>

Zoning & Drainage Director, Robert Hill met with the board to present the following plats for approval.

Motion by Larson, seconded by Negstad, to approve for recording purposes Resolution 05-40. A Resolution for the plat of Twisters Addition in Lot 1 Kapanke Subdivision in the E ½ of the NW ¼ of Section 6-T112N-R52W in the County of Brookings, South Dakota. Role Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye." Motion passes.

Motion by Negstad, seconded by Santema, to approve the following Automatic Supplement for unanticipated expenses incurred and reimbursement made to Brookings County. Department: Emergency Management; Amount: \$507.95; Reason: Program Funding for 2004 Citizen Corps; Receipt # 92641: Line #22600X4295222. Roll Call Vote: Negstad "Aye," Santema "Aye," Larson "Aye," Falken "Aye." Motion passes.

REGULAR BUSINESS

Commission Assistant/Human Resource Director, Stephanie Vogel presented the Provisional Budget for Brookings County, South Dakota, for the year of January 1, 2006 through December 31, 2006. Motion by Larson, seconded by Santema, to approve and authorize Brookings County Auditor, Janet Willmott to sign and publish Resolution # 05-38. A Resolution for the Adoption of 2006 Provisional Budget for Brookings County, South Dakota. Role Call Vote: Santema "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes.

RESOLUTION # 05-39

Adoption of Provisional Budget for Brookings County, South Dakota

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Brookings County, will meet 601 4th Street at Brookings, South Dakota on Tuesday, September 6, 2005 at 9:30am for the purpose of considering the foregoing Provisional Budget for the year 2006 and the various items, schedules, amounts, and appropriations set forth therein and as many days thereafter as is deemed necessary until the final adoption of the budget on the 27th of September, 2005. At such time any interested person may appear either in person or by a representative and will be given an opportunity for a full and complete discussion of all purposes, objectives, items, schedules, appropriations, estimates, amounts, and matters set forth and contained in the Provisional Budget.

Janet Willmott, County Auditor
Brookings, South Dakota

Highway Superintendent, Ted Eggebraaten met with the board to present the Contract Agreement for Snow and Ice Removal Salt between Brookings County, the City of Brookings, and Pheasant Country Express, effective September 1, 2005. Motion by Santema, seconded by Negstad, to approve and authorize Chairperson Falken to sign the Contract Agreement for Snow and Ice Removal Salt between Brookings County, the City of Brookings, and Pheasant Country Express, effective September 1, 2005. Be it noted, the Quote Tabulation Sheet for the Salt will be attached to the Contract, and the Price per Ton is \$39.00. Role Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye." Motion passes.

Be it noted, the board discussed gas and fuel price concerns with Highway Superintendent, Ted Eggebraaten.

Commission Assistant/Human Resource Director, Stephanie Vogel met with the board to discuss Personnel Matters and the Sully County Resolution on the Principles of Eminent Domain.

Be it noted, the Board approved the following Personnel Action Notices: Annual Review/Step Increase: Gary Norgaard from \$14.02 to \$14.27. Promotion: From Part-time to Full-time Correctional Officer, Amberlyn (TeKrony) Nogelmeier. Resignation: Mark Halvorson.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Santema reported on the RSVP Meeting, the Sioux Valley District Meeting, and Resolutions for the State Convention.

Be it noted, the board discussed Domestic Cannabis and the State Weed List.

PUBLIC HEARING

As scheduled, Chairperson Falken opened the Public Hearing at 9:00am for a New Application for a Liquor License within the County of Brookings, outside of the municipality for the 2005-2006 licensing period. Chairperson Falken called for proponents and opponents. James Stuefen, Owner of Skyview Junction, LLC met with the board to discuss the Liquor License Application and the plans for his business. Chairperson Falken closed the Public Hearing.

NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that the Board of County Commissioners in and for the County of Brookings, in the City of Brookings, South Dakota, on the 16th day of August 2005, at the hour of 9:00 a.m. in the Brookings County Commission Chambers in the 1921 Building located at 601 4th Street, Brookings, SD will meet in regular session to consider the following application for Liquor and Wine Licenses to operate outside of the municipality for the Year 2005 licensing period, which have been presented to the Board of County Commissioners and filed in the County Auditor's office.

<i><u>Applicant</u></i>	<i><u>Legal Description/Addresser</u></i>	<i><u>Type of License</u></i>
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Skyview Junction, LLC 21505 SD Hwy 13 Elkton, SD 57026	North 550' of East 325' Exc. Highway Right of Way, of the NE ¼ of the NE ¼ in Section 08-109-47. Elkton Township, Brookings County, South Dakota	Retail (On-Sale) Liquor
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NOTICE IS FURTHER GIVEN that any person, persons, or their attorney may appear and be heard at said scheduled public hearing, who are interested in the approval or rejection of any such application.

Dated at Brookings, South Dakota, this 1st day of August, 2005.

Janet Willmott, County Auditor

REGULAR BUSINESS

Motion by Larson, seconded by Santema, to approve and authorize Chairperson Santema to sign the Liquor License application for Skyview Junction, LLC. Roll Call Vote: Negstad "Aye," Santema "Aye," Larson "Aye," Falken "Aye." Motion passes.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Negstad reported on the Brookings Area Transit Authority Meeting and the Chamber Luncheon Meeting.

Commissioner Larson reported on the Research Park Board Meeting and gave an update on the NACo Representation at the upcoming State Convention.

Commissioner Falken reported on the Weed Board Meeting and discussed the upcoming Vision Brookings Interview and the Brookings County Picnic.

PUBLIC HEARING

As scheduled, Chairperson Falken opened the Public Hearing at 9:15am for consideration of a proposed Supplemental Budget Resolution. Chairperson Falken called for proponents and opponents. Brookings City Chief of Police, Tim Tompkins updated the board on the proposed Supplemental Budget. Zoning and Drainage Director, Robert Hill and Highway Superintendent, Ted Eggebraaten discussed the signage and mapping with the board. Chairperson Falken closed the Public Hearing.

NOTICE OF HEARING

For Consideration of a Proposed Supplemental Budget Resolution

Notice is hereby given that because the 2005 fiscal year budget and the 2005 fiscal year budget does not provide budget appropriations for the purpose of paying the cost and expense of conducting the functions of government, the Brookings County Board of County Commissioners will hold a public hearing at 9:15am on the 16th of August, 2005 in the Commission Chambers in the 1921 Building located at 601 4th Street Brookings, SD for the purpose of considering the following proposed supplemental budget. At such time, any interested person may appear either in person or by a representative, and will be given an opportunity for a full and complete discussion of all purposes, objectives, items, schedules, appropriations, estimates, amounts, and matters set forth.

REGULAR BUSINESS

Motion by Negstad, seconded by Santema, to approve and authorize Chairperson Falken to sign Resolution # 05-39 a Supplemental Budget Resolution. Roll Call Vote: Santema "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes.

RESOLUTION # 05-39

WHEREAS the Brookings County board of County Commissioners did authorize the County Auditor to publish a notice of hearing for the consideration of a proposed supplemental budget, and

WHEREAS the time and place for consideration of such supplemental budget was given, and

WHEREAS the adoption of said proposed supplemental budget was duly considered by the Board of County Commissioners on the 16th day of August, 2005 at 9:15 a.m. in the County Commission Chambers in a regularly scheduled meeting and any objections having been made before said Board to the adoption of such supplemental budget.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners within and for the County of Brookings, State of South Dakota, that the following supplemental budget be, and the same is, hereby approved for the purpose of providing a budget to conduct the indispensable functions of government.

From: 2005 E911 Fund \$201,201.00 of unreserved fund balance.
To: 20700X4352225, E911 Fund \$123,726.00 for Dispatch Equipment.
To: 20700X4350225, E911 Fund \$23,000.00 for Furniture.
To: 20700X4221225, E911 Fund \$31,250.00 for Software.
To: 20700X4222225, E911 Fund \$23,225.00 for Mapping and Signage.

Dated this 16th day of August, 2005.

Chairperson Dennis Falken

Vice Chairperson Mary Negstad

Commissioner Donald Larson

Commissioner Deanna Santema

Motion by Negstad, seconded by Larson, to take off the table the following motion from Tuesday, July 26, 2005: Motion by Klavetter, seconded by Larson, to table action on the purchase and installation of the Radio Console and the E911 Telephone System until Tuesday, August 16th, 2005. Roll Call Vote: Santema "Aye," Klavetter "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes. Role Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye." Motion to take off the table passes.

Motion by Santema, seconded by Larson, to award the purchase and installation of the Radio Console and the E911 Telephone Systems to Sioux Falls Two Way Radio Service, Inc. with the total cost of \$173,726.00. Roll Call Vote: Negstad "Aye," Santema "Aye," Larson "Aye," Falken "Aye." Motion passes.

As scheduled, Director of Equalization, Joyce Dragseth met with the board to discuss the action to Add Omitted Property. Motion by Larson, seconded by Santema to Add Omitted Property legally described as the Mobile Home on Leased Site at Lot 211 Sunny Meadow, Brookings City, Mobile Home Key # 91630, Owners: Everett and Jean Milne, Parcel # 40995-00025-21100, Correct Value \$30,900.00. Comments: Mobile Home was going to be moved to Moody County, and this did not happen. Role Call Vote: Roll Call Vote: Santema "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes.

Zoning and Drainage Director, Robert Hill and Delaine Knaus met with the board to discuss the Public Nuisance Complaint, the progress of the clean-up, and the ultimate goal of the process.

EXECUTIVE SESSION

Motion by Negstad, seconded by Santema, to go into executive session at 9:53am. Roll Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye." Motion passes. Chairperson Falken declared executive session over at 10:30am. Reason - Personnel and Contractual Matters. No action at this time.

REGULAR BUSINESS

Dick Edenstrom with First District met with the board to present the Comprehensive Economic Development Strategy 2005 Annual Report.

ADJOURNMENT

Chairperson Falken declared the meeting adjourned until 8:30am Tuesday, August 23, 2005.

It is the policy of Brookings County, South Dakota, not to discriminate against the Handicapped in Employment or the Provision of Service. The County of Brookings is responsive to requests for communication aids and the need to provide appropriate access, and will provide alternative formats and accessible locations consistent with the Americans with Disabilities Act.

Kelly Bakken
Deputy Auditor
Brookings County Auditor's Office